Page No (1) (3)

C.D. 1001

IN THE HIGH COURT OF CHHATTISGARH

AT BILASPUR

W. P. NO. 873 /2005

PETITIONER : Dubey Prasad S/o Ronha, aged about 40 years, occupation- Assistant Teacher Government Higher Secondary School, Gopalpur, R/o Village Patratu, Post Karra (Rajpur), Dist : Surguja (C.G.)

VERSUS

RESPONDENTS : 1. State of Chhattisgarh
Through : The Secretary, Ministry of Tribal, S.C. S.T Development Department, Mantralaya, Raipur (C.G.).

2. Commissioner
Tribal and S.C. Welfare
Department, Raipur (C.G.)

3. Chief Executive Officer
District Panchayat Ambikapur,
Surguja (C.G.)

4. Collector of Surguja, Ambikapur
Dist : Surguja (C.G.)

5. Assistant Commissioner
Tribal Development, Ambikapur
Dist : Surguja (C.G.)

6. The Principal
Higher Secondary School, Gopalpur
(Rajpur), Dist : Surguja (C.G.)

R.R. No. 891/05
Presented by Shri
dated 02/03/05

RECEIVED COPY
02/03/05
CLERK TO A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF SUITABLE WRIT OR DIRECTION TO DO JUSTICE IN THE MATTER

XI-HC-78

(25)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 873/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

17.03.2005

Shri Bhupendra Singh, counsel for the petitioner.

Shri Akhil Agrawal, Panel Lawyer for the State/respondents.

Heard on admission.

Learned counsel for the petitioner submits that the petitioner, was working as an Assistant Teacher in High School, Gopalpur, Rajpur (C.G.) has been transferred to Primary School, Dotam, Block-Ramchandrapur, District- Saurguja (C.G.) vide order dated 31.7.2004 (Annexure-P/1). He submits that though there is an endorsement in the order of transfer that the same is on the own request but the petitioner has not made any such request to the department. He further submits that he could come to know about the order of transfer on 2.11.2004 whereas the impugned order has been passed on 31.7.2004. He also submits that the petitioner has been relieved from his institution on 10.2.2005. He further submits that the petitioner has filed a representation on 3.11.2004 but the same has not been decided so far.

Learned counsel for the petitioner prays that for the present, the petition may be disposed of with a direction to the authority concerned to decide the representation within the stipulated period prescribed by this Court.

The prayer is allowed.

The representation filed by the petitioner on 3.11.2004, if not disposed of so far, the same shall be disposed of as early as possible

XI-HC-78

(24)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 873/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

preferably within a period of 6 weeks from the date of filing of certified copy of this order before the concerned authority. The concerned authority shall pass a reasoned order on the grievances raised by the petitioner particularly by assigning the reason for the transfer, which has been shown to be on the request of the petitioner whereas the contention of the petitioner is that he has not made any such request to the department.

With the aforesaid observations, the petition stands finally disposed of.

Certified copy as per rules.

Sd/-
SUNIL KUMAR SINHA
Judge

Vatti

23.05

4.6.05